

## Law Enforcement (FINAL)

FOR OFFICE USE ONLY:

Version # \_\_\_\_\_

APP # 700509

### ITEM 1. Proposed Project

The Inyo National Forest's (INF) proposed enforcement Project is of increased patrol and education. The grant request would support increased patrol through equipment, salaries, and supplies.

The INF consists of 2 million acres in the Eastern Sierra. Of this, 650,000 acres comprise 7 designated Wilderness Areas. The terrain is varied from the high desert to mountain peaks. The Inyo has over 1300 miles of roads and trails being utilized by the public for OHV recreation and 1700 miles of unauthorized routes.

The INF is unique in its diverse landscape, accessibility, and multi-season Off Highway Vehicle use. Highway 395, the main corridor between Reno and Los Angeles, makes it easily accessible, attracting users from the surrounding regions. The summer and fall bring OHV enthusiasts to enjoy their ATVs, UTVs and SUVs. In the winter and spring attention turns to snowmobiles, utilizing many of the same roads and trails.

The INF has increased the number of Law Enforcement Officers (LEOs) patrolling the forest from 1 in 2007, to 5 in 2010. With this increase in personnel comes the need for funding. In addition to the LEOs, the INF employs numerous Forest Protection Officers (FPOs). FPOs have the authority to observe and report violation of Federal laws and regulations to law enforcement officers, attempt to gain compliance by educating persons who are in violation of regulations, and to issue Violation Notices. The LEOs and FPOs will work hand in hand to patrol the Inyo National Forest for enforcement and educational purposes.

The items in the grant request were evaluated and balanced in order to maximize the benefit to the public and the forest. The majority of the funding requested is for salaries, primarily for FPOs' daily salaries and overtime and a smaller amount for LEOs. Currently, FPOs and LEOs rarely work holidays due to lack of funding. Unfortunately this is often when the forest sees the most use. It is imperative to have the proper staffing for enforcement and educational purposes.

Another portion of the grant application focuses on equipment. The primary need for equipment has been determined to be related to communication. Due to the remote geographic area that OHV patrol often occurs in, Officers are presented with unique challenges including lack of radio and cell phone coverage. This often leaves the officer without communication, in remote locations, in potentially dangerous situations with backup frequently over an hour away. Certainly not the best circumstances, but often an OHV patrol necessity. To alleviate this issue, funding for cell phone boosters is being requested.

The other major piece of equipment requested is a Utility All Terrain Vehicle. The Inyo experiences extensive OHV use, and a UTV will allow LEOs to patrol trails and areas that they cannot access in their regular patrol units.

### ITEM 2. Project Coverage

The Inyo National Forest consists of over two million acres of land in the Eastern Sierra. However, 650,000 of these acres are Congressionally designated Wilderness Areas, with no motorized travel permitted. The forest has just over 1300 miles of roads and trails being utilized by the public for OHV recreation. In addition to these system roads, approximately 1700 miles of unauthorized routes are located on the forest, thus demonstrating the need for increased patrol and education.

### ITEM 3. Describe the frequency of the patrols

The five Law Enforcement Officers of the INF work five days a week with varied days off. The forest typically sees the most use on weekends and staffing reflects that. Patrol is a large part of the responsibilities of LEOs and each LEO would generally patrol a significant portion of each day. Exceptions would be days they are traveling, in training, in court proceedings or on other similar assignments. The 25 FPO's would follow similar work schedules and provide additional coverage for patrol.

**ITEM 4. Deployment of Personnel**

Five Law Enforcement Officers are employed on the Inyo National Forest. Currently there are 25 Forest Protection Officers. Each of these individuals is charged with playing a significant role in OHV education and enforcement. However, the project responsibility is not limited to LEOs and FPOs. Every employee on the INF has a duty to educate, recognize illegal activities and notify LEOs of OHV concerns. The public is often a tremendous asset as well. Many OHV enthusiasts groups are self-policing and help in keeping the forest employees informed. Community involvement is a necessity for a successful and responsible Off Highway Vehicle program.

## LE Certification

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### Law Enforcement - Page 1

1. Identify areas with high priority law enforcement needs because of public safety, cultural resources, and sensitive environmental habitats, including wilderness areas and areas of critical environmental concerns:

The Inyo National Forest is home to the Mono Basin, dedicated by the U.S. Congress in 1984 as the first National Scenic Area in U.S. history. The high desert environment harbors a thriving but fragile ecosystem of interdependent plant and animal species--some found nowhere else in the world but Mono Lake. This area is open to OHV use with travel restricted to existing trails. There are two protected Bighorn Sheep Areas: the California Bighorn Sheep Zoological Area and the Sierra Nevada Bighorn Sheep Habitat. OHV use is abundant in close proximity to these areas requiring extra patrol to protect the endangered species. McGee Mountain is a favorite ride for both OHV and OSV users. The summit is in a wilderness area and while signed extensively, it requires frequent attention from law enforcement personnel. There are numerous archeological sites located throughout the forest. These are also signed as administrative closures but require attention from patrolling officers.

2. Describe how the proposed Project relates to OHV Recreation and will sustain OHV Recreation, motorized off-highway access to non-motorized recreation, or OHV Opportunities associated with the Project Area:

The proposed project is that of increased patrol and education. The grant request is primarily for funding to support this increased patrol through equipment, salaries, and supplies. The majority of the funding will finance more officers, both Law Enforcement and Forest Protection Officers. More officers means more patrol, more educational opportunities for the public and better enforcement. Educating the public and enforcing the existing laws will sustain OHV use in the Inyo National Forest. Also requested is funding for equipment and supplies specific to OHV use.

3. Describe the Applicant's formal or informal cooperation with other law enforcement agencies:

The Inyo Law Enforcement personnel have developed a close working relationship with the Rangers of the Bureau of Land Management in the Bishop Field Office. The patrol districts of both agencies share boundaries and the BLM faces many of the same challenges of OHV patrol that the INF Law Enforcement faces. LEOs from the Inyo are frequently assigned to details with the BLM in Glamis, CA. The INF Patrol Captain is very supportive of the BLM and their OHV enforcement assignments, particularly at Glamis. He has supplied LEOs everytime he was requested to by the BLM and is committed to continuing this practice. There are formal MOU's in place with state and local agencies. The patrol zones often overlap and all agencies provide assistance to the others upon request.

### Law Enforcement - Page 2

4. Does the Applicant recover a portion of the law enforcement costs directly associated with privately sponsored OHV events where sponsors have obtained a local permit? (Please select Yes or No)



Yes



No

Explain

Privately sponsored OHV events, such as the Mammoth Motocross and Sierra Safari, do operate under permit of the Inyo National Forest. They are required to submit financial records and charged a small percentage of their profits. This money goes to the forest. Law Enforcement on the Inyo National Forest receives no funding from these events, despite incurring additional expenses for increased personnel for such large group events. The Forest and Law Enforcement operate under separate budgetary restrictions.

5. The Applicant agrees to implement a public education program that includes information on safety programs available in the area and how to report OHV violations? (Please select Yes or No)



Yes



No

6. Describe the Applicant's OHV law enforcement training program including how the training program educates personnel to address OHV safety and natural and cultural resource protection:

Safety is of utmost importance during OHV training. Each Law Enforcement Officer and Forest Protection Officer is required to complete both an OHV and OSV training class. The OHV class is coordinated through the ATV Safety Institute. The OSV program is completed on the forest by a certified instructor. LEOs participate in the annual Mammoth Nordic Ski Patrol training class and are educated in Avalanche Training. The LEOs and FPOs are required to wear the appropriate safety gear including but not limited to helmets, goggles, gloves, etc. All employees are well-versed in the Tread Lightly philosophy and not only educate the public in such techniques but demonstrate them as well while working and recreating on the forest.

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7. Is the proposed project in accordance with local or federal plans and the OHMVR Division Strategic Plan? (Please select Yes or No) ☒ Yes ☐ No
8. LOCAL AGENCIES ONLY - Describe the Applicant's policies and/or agreements regarding enforcement on federal land:
9. COUNTIES ONLY - Describe how the OHV in-lieu of tax funds are being used and whether the use of these fees complements the Applicant's project:

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10. APPLICANTS WHO MANAGE OHV RECREATION FACILITIES – Describe how your organization is meeting its operation and maintenance needs:
- Law Enforcement does not manage OHV recreation facilities. Management of such facilities falls under the umbrella of the Recreation and Trails Divisions of the Forest Management Team. Law Enforcement personnel works in close conjunction with them to give input, suggestions and feedback.
11. The Applicant agrees to enforce the registration of OHVs and the other provision of Division 16.5 commencing with Section 38000 of the vehicle code and to enforce other applicable laws regarding the operation of OHVs? (Please select Yes or No) ☒ Yes ☐ No

## Project Cost Estimate

FOR OFFICE USE ONLY:		Version # _____	APP # _____
<b>APPLICANT NAME :</b>	USFS - Inyo/San Bernardino NF - Patrol District		
<b>PROJECT TITLE :</b>	Law Enforcement (FINAL)	<b>PROJECT NUMBER (Division use only) :</b>	G09-02-25-L02
<b>PROJECT TYPE :</b>	<input type="checkbox"/> Acquisition <input type="checkbox"/> Development <input type="checkbox"/> Education & Safety <input type="checkbox"/> Ground Operations <input checked="" type="checkbox"/> Law Enforcement <input type="checkbox"/> Planning <input type="checkbox"/> Restoration		
<b>PROJECT DESCRIPTION :</b>	<p>The Inyo National Forest's (INF) proposed enforcement Project is of increased patrol and education. The grant request would support increased patrol through equipment, salaries, and supplies.</p> <p>The INF consists of 2 million acres in the Eastern Sierra. Of this, 650,000 acres comprise 7 designated Wilderness Areas. The terrain is varied from the high desert to mountain peaks. The Inyo has over 1300 miles of roads and trails being utilized by the public for OHV recreation and 1700 miles of unauthorized routes.</p> <p>The INF is unique in its diverse landscape, accessibility, and multi-season Off Highway Vehicle use. Highway 395, the main corridor between Reno and Los Angeles, makes it easily accessible, attracting users from the surrounding regions. The summer and fall bring OHV enthusiasts to enjoy their ATVs, UTVs and SUVs. In the winter and spring attention turns to snowmobiles, utilizing many of the same roads and trails.</p> <p>The INF has increased the number of Law Enforcement Officers (LEOs) patrolling the forest from 1 in 2007, to 5 in 2010. With this increase in personnel comes the need for funding. In addition to the LEOs, the INF employs numerous Forest Protection Officers (FPOs). FPOs have the authority to observe and report violation of Federal laws and regulations to law enforcement officers, attempt to gain compliance by educating persons who are in violation of regulations, and to issue Violation Notices. The LEOs and FPOs will work hand in hand to patrol the Inyo National Forest for enforcement and educational purposes.</p> <p>The items in the grant request were evaluated and balanced in order to maximize the benefit to the public and the forest. The majority of the funding requested is for salaries, primarily for FPOs' daily salaries and overtime and a smaller amount for LEOs. Currently, FPOs and LEOs rarely work holidays due to lack of funding. Unfortunately this is often when the forest sees the most use. It is imperative to have the proper staffing for enforcement and educational purposes.</p> <p>Another portion of the grant application focuses on equipment. The primary need for equipment has been determined to be related to communication. Due to the remote geographic area that OHV patrol often occurs in, Officers are presented with unique challenges including lack of radio and cell phone coverage. This often leaves the officer without communication, in potentially dangerous situations with backup frequently over an hour away. Certainly not the best circumstances, but often an OHV patrol necessity. To alleviate this issue, funding for cell phone boosters is being requested.</p> <p>The other major piece of equipment requested is a Utility All Terrain Vehcile. The Inyo experiences extensive OHV use, and a UTV will allow LEOs to patrol trails and areas that they cannot access in their regular patrol units.</p>		

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010  
Agency: USFS - Inyo/San Bernardino NF - Patrol District  
Application: Law Enforcement (FINAL)

3/1/2010

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
<b>DIRECT EXPENSES</b>							
<b>Program Expenses</b>							
<b>1</b>	<b>Staff</b>						
	Other-Forest Protection Officers Base Sa Notes : Forest Protection Officers base salaries	1570.000	16.710	HRS	26,235.00	0.00	26,235.00
	Law Enforcement Officers Notes : 3 Law Enforcement Officers X 10 holidays X 8 hours	240.000	23.090	HRS	5,542.00	0.00	5,542.00
	Law Enforcement Officers Notes : Law Enforcement Officers' overtime	125.000	34.640	HRS	4,330.00	0.00	4,330.00
	Law Enforcement Officers Notes : 5 Law Enforcement Officers X 10 holidays X 8 hours	400.000	23.090	HRS	0.00	9,236.00	9,236.00
	Law Enforcement Officers Notes : 5 Law Enforcement Officers X 160 hours (18 days)	800.000	23.090	HRS	0.00	18,472.00	18,472.00
	Other-Forest Protection Officers Overtim Notes : Forest Protection Officers overtime	275.000	25.070	HRS	6,894.00	0.00	6,894.00
	Other-Mammoth Nordic Ski Patrol Notes : The Mammoth Nordic Ski Patrol is a volunteer organization that works in conjunction with the Forest Service to patrol for wilderness intrusions in the backcountry. This matching figure was determined by factoring 6 people X 16 weekends per year X 10 hours per weekend.	960.000	16.710	HRS	0.00	16,042.00	16,042.00
	<b>Total for Staff</b>				43,001.00	43,750.00	86,751.00
<b>2</b>	<b>Contracts</b>						
	Air Time Notes : Overflights for wilderness intrusions. This is strictly paying for flight time and use of the aircraft.	2.000	6500.000	EA	13,000.00	0.00	13,000.00

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010  
Agency: USFS - Inyo/San Bernardino NF - Patrol District  
Application: Law Enforcement (FINAL)

3/1/2010

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
	Law Enforcement Assistance Notes : This matching amount is salaries for 6 personnel for 8 hours for 2 days of flight.	2.000	1108.000	EA	0.00	2,216.00	2,216.00
	<b>Total for Contracts</b>				13,000.00	2,216.00	15,216.00
<b>3</b>	<b>Materials / Supplies</b>						
	Safety Equipment Notes : ATV Helmets, Snowmobile Helmets, Goggles, First Aid Kits, Avalanche Beacons, Avalanche Probes	1.000	2999.000	YR	2,999.00	0.00	2,999.00
	Other-Supplies Notes : Equipment Tie Downs for trailer hauling, Tow Ropes, Fuel Cans, Backpacks, Storage Bags, Ice Scratchers for Snowmobile, Snowmobile Cover	1.000	1000.000	YR	1,000.00	0.00	1,000.00
	Other-Cell Phone Boosters	5.000	500.000	EA	2,500.00	0.00	2,500.00
	<b>Total for Materials / Supplies</b>				6,499.00	0.00	6,499.00
<b>4</b>	<b>Equipment Use Expenses</b>						
	Vehicle Operations and Maintenance Notes : OHV Equipment Fuel and Annual Maintenance costs	1.000	3000.000	YR	3,000.00	0.00	3,000.00
<b>5</b>	<b>Equipment Purchases</b>						
	Other-UTV	1.000	12000.000	EA	12,000.00	0.00	12,000.00
<b>6</b>	<b>Others</b>						
	Training Notes : Forest Protection Officer training, OHV training for Forest Protection Officers and Law Enforcement Officers, and OSV training for Forest Protection Officers and Law Enforcement Officers	1.000	2500.000	YR	2,500.00	0.00	2,500.00
<b>7</b>	<b>Indirect Costs</b>						

Project Cost Estimate for Grants and Cooperative Agreements Program - 2009/2010  
 Agency: USFS - Inyo/San Bernardino NF - Patrol District  
 Application: Law Enforcement (FINAL)

3/1/2010

	Line Item	Qty	Rate	UOM	Grant Request	Match	Total
	Indirect Costs-Mileage Notes : 125 miles X 5 Officers X 26 Pay Periods X .51 per mile	16250.00 0	0.510	MI	0.00	8,288.00	8,288.00
	Indirect Costs-Patrol Captain's salary Notes : 10 days of salary dedicated to OHV use	1.000	3200.000	FTE	0.00	3,200.00	3,200.00
	Total for Indirect Costs				0.00	11,488.00	11,488.00
Total Program Expenses					80,000.00	57,454.00	137,454.00
TOTAL DIRECT EXPENSES					80,000.00	57,454.00	137,454.00
TOTAL EXPENDITURES					80,000.00	57,454.00	137,454.00



Project Cost Summary for Grants and Cooperative Agreements Program - 2009/2010  
Agency: USFS - Inyo/San Bernardino NF - Patrol District  
Application: Law Enforcement (FINAL)

3/1/2010

	Line Item	Grant Request	Match	Total	Narrative
<b>DIRECT EXPENSES</b>					
<b>Program Expenses</b>					
1	Staff	43,001.00	43,750.00	86,751.00	
2	Contracts	13,000.00	2,216.00	15,216.00	
3	Materials / Supplies	6,499.00	0.00	6,499.00	
4	Equipment Use Expenses	3,000.00	0.00	3,000.00	
5	Equipment Purchases	12,000.00	0.00	12,000.00	
6	Others	2,500.00	0.00	2,500.00	
7	Indirect Costs	0.00	11,488.00	11,488.00	
<b>Total Program Expenses</b>		80,000.00	57,454.00	137,454.00	
<b>TOTAL DIRECT EXPENSES</b>		80,000.00	57,454.00	137,454.00	
<b>TOTAL EXPENDITURES</b>		<b>80,000.00</b>	<b>57,454.00</b>	<b>137,454.00</b>	

## Environmental Review Data Sheet (ERDS)

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### ITEM 1 and ITEM 2

#### ITEM 1

- a. ITEM 1 - Has a CEQA Notice of Determination (NOD) been filed for the Project? ☐ Yes ☒ No  
(Please select Yes or No)

#### ITEM 2

- b. Does the proposed Project include a request for funding for CEQA and/or NEPA document preparation prior to implementing the remaining Project Deliverables (i.e., is it a two-phased Project pursuant to Section 4970.06.1(b)) (Please select Yes or No) ☐ Yes ☒ No

### ITEM 3 - Project under CEQA Guidelines Section 15378

- c. ITEM 3 - Are the proposed activities a "Project" under CEQA Guidelines Section 15378? ☐ Yes ☒ No  
(Please select Yes or No)
- d. The Application is requesting funds solely for personnel and support to enforce OHV laws and ensure public safety. These activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. (Please select Yes or No) ☒ Yes ☐ No
- e. Other. Explain why proposed activities would not cause any physical impacts on the environment and are thus not a "Project" under CEQA. DO NOT complete ITEMS 4 – 10

### ITEM 4 - Impact of this Project on Wetlands

### ITEM 5 - Cumulative Impacts of this Project

### ITEM 6 - Soil Impacts

### ITEM 7 - Damage to Scenic Resources

### ITEM 8 - Hazardous Materials

Is the proposed Project Area located on a site included on any list compiled pursuant to Section 65962.5 of the California Government Code (hazardous materials)? (Please select Yes or No) ☐ Yes ☒ No

If YES, describe the location of the hazard relative to the Project site, the level of hazard and the measures to be taken to minimize or avoid the hazards.

### ITEM 9 - Potential for Adverse Impacts to Historical or Cultural Resources

Would the proposed Project have potential for any substantial adverse impacts to historical or cultural resources? (Please select Yes or No) ☐ Yes ☒ No

Discuss the potential for the proposed Project to have any substantial adverse impacts to historical or cultural resources.

### ITEM 10 - Indirect Significant Impacts

**CEQA/NEPA Attachment**